

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Community Planning and Development

[Docket No. N-95-3860; FR 3848-N-02]

Notice of Fiscal Year 1995 Consolidated Formula Allocations for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grants (ESG), and Housing Opportunities for Persons With AIDS (HOPWA) Programs; Notice of Correction of Technical Errors

AGENCY: Office of the Assistant Secretary for Community Planning and Development (HUD).

ACTION: Notice of Technical Correction to Notice of Fiscal Year 1995 consolidated formula allocations for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs.

SUMMARY: On January 25, 1995 (60 FR 5010), HUD published a Notice of Fiscal Year 1995 consolidated formula allocations for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs. The purpose of this notice is to correct three nonsubstantive errors that appeared in the January 25, 1995 notice.

FOR FURTHER INFORMATION CONTACT: Appendix E to the January 25, 1995 notice, contains the name, address, and telephone number of each local HUD Field Office Community Planning and Development (CPD) Division Director. Hearing- or speech-impaired individuals may call HUD's TDD number (202) 708-9300 [This is not a toll-free number] or 1-800-877-8339 [This is a toll free number].

SUPPLEMENTARY INFORMATION: Prior to Fiscal Year 1995, HUD announced CDBG, HOME, ESG, and HOPWA formula allocations separately. On January 25, 1995 (60 FR 5010), HUD published a Notice of Fiscal Year 1995 consolidated formula allocations for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs. The announcement of consolidated formula allocations on January 25, 1995, reflects the Department's commitment

to the Consolidated Plan concept which was developed in joint partnership with state and local governments to address local problems more comprehensively.

In the January 25, 1995, there were three nonsubstantive (typographical/editorial) errors that are corrected by this notice for clarity purposes.

Accordingly, FR Doc. 95-1792, a Notice of Fiscal Year 1995 Consolidated Formula Allocations for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) Programs, published in the **Federal Register** on January 25, 1995 (60 FR 5010), is corrected as follows:

1. On page 5010, second column, in the first paragraph under the heading "CONSOLIDATED PLAN SUBMISSION REQUIREMENTS," the notice referred to the date of publication of the Consolidated Submission for Community Planning and Development Programs final rule as December 30, 1994. The date of publication of this final rule was January 5, 1995 (60 FR 1878).

2. On page 5010, second column, in the third paragraph under the heading "CONSOLIDATED PLAN SUBMISSION REQUIREMENTS," the notice provides that a jurisdiction must have a Consolidated Plan that is approved by HUD as a prerequisite to receiving funds directly from HUD with respect to each of these formula programs unless a *waiver* request has been submitted and approved by the local HUD Field Office. Consistent with the Consolidated Plan final rule, the phrase "a waiver" is corrected by substituting the phrase "an exception." (See § 91.20 of the January 5, 1995 final rule; 60 FR 1898.)

3. On page 5010, third column, in the second line of the third paragraph, under the heading "Community Development Block Grant (CDBG)," the word "that" should be removed.

Dated: February 1, 1995.

Camille E. Acevedo,

Assistant General Counsel for Regulations.

[FR Doc. 95-2791 Filed 2-3-95; 8:45 am]

BILLING CODE 4210-29-P

Office of the Assistant Secretary for Housing-Federal Housing Commissioner

[Docket No. N-95-3878; FR-3861-N-01]

Mortgagee Review Board Administrative Actions

AGENCY: Office of the Assistant Secretary for Housing-Federal Housing Commissioner, HUD.

ACTION: Notice.

SUMMARY: In compliance with Section 202(c) of the National Housing Act, notice is hereby given of the cause and description of administrative actions taken by HUD's Mortgagee Review Board against HUD-approved mortgagees.

FOR FURTHER INFORMATION CONTACT: William Heyman, Director, Office of Lender Activities and Land Sales Registration, 451 Seventh Street, S.W., Washington, D.C. 20410, telephone (202) 708-1515. The Telecommunication Device for the Deaf (TDD) number is (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: Section 202(c)(5) of the National Housing Act (added by Section 142 of the Department of Housing and Urban Development Reform Act of 1989 (Pub.L. 101-235), approved December 15, 1989) requires that HUD "publish in the **Federal Register** a description of and the cause for administrative action against a HUD-approved mortgagee" by the Department's Mortgagee Review Board. In compliance with the requirements of Section 202(c)(5), notice is hereby given of administrative actions that have been taken by the Mortgagee Review Board from July 1, 1994 through December 31, 1994.

1. Barton Funding Company, Inc.; Long Beach, CA

Action: Withdrawal of HUD-FHA mortgagee approval and proposed civil money penalty in the amount of \$100,000.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements that included: failure to remit to HUD-FHA over 100 One-Time Mortgage Insurance Premiums (OTMIPs) collected from mortgagors and totalling over \$223,000; failure to timely submit 129 loans for HUD-FHA mortgage insurance endorsement; failure to maintain an adequate Quality Control Plan; failure to comply with HUD-FHA reporting requirements under the Home Mortgage Disclosure Act (HMDA); and failure to maintain copies of HUD-1 Settlement Statements.

2. Mortgage Systems, Inc., Las Vegas, NV

Action: Proposed Settlement Agreement to be concluded within 60 days that includes payment of a civil money penalty in the amount of \$15,000; indemnification to the Department for any claim losses on eight improperly originated loans; corrective action to assure compliance with HUD-FHA requirements; and transfer of the company to new ownership: if a Settlement Agreement is not concluded within the 60-day period, the HUD-FHA mortgagee approval shall be withdrawn and a civil money penalty in the amount of \$75,000 proposed.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements that included: failure to comply with conditions of probation previously imposed by the Board; failure to implement an adequate Quality Control Plan; failure to timely remit OTMIPs; failure to submit closed loans for endorsement within 60 days after loan closing; failure to meet annual recertification requirements regarding amount of liquid assets; submission of alleged false information; failure to document the borrower's source of funds for downpayment and closing costs; failure to correctly calculate the borrower's income for loan approval; failure to ensure that the borrower made the minimum required investment; use of mortgage brokers to originate loans and payment of "kickbacks" to such brokers; non-compliance with HUD's conflict-of-interest prohibited payments provisions; failure to conduct face-to-face interviews; and allowing loan correspondents to close loans improperly.

3. G&R Financial Group, Plantation, FL

Action: Withdrawal of HUD-FHA approval.

Cause: Failure by the president of the company to comply with the terms and conditions of a Settlement Agreement with the Department, including reimbursement for claim losses of \$181,521 incurred in connection with improperly originated HUD-FHA insured mortgages.

4. Hallmark Government Mortgage, Inc., Bellevue, WA

Action: Settlement Agreement that includes corrective action to assure compliance with HUD-FHA requirements.

Cause: HUD monitoring review that disclosed failure to maintain an adequate Quality Control Plan for the origination of HUD-FHA insured mortgages, and noncompliance with the

Department's reporting requirements under the Home Mortgage Disclosure Act (HMDA).

5. Washington Capital Associates, Inc., Arlington, VA

Action: Review by Mortgagee Review Board with conclusion that no administrative action is warranted.

Cause: A HUD Office of Inspector General Audit Report citing underwriting deficiencies, and noncompliance with the Department's requirements concerning the review of insured multifamily project financial statements and monitoring of capital expenditures.

6. Neighborhood Acceptance Corporation, Costa Mesa, CA

Action: Probation and proposed civil money penalty in the amount of \$5,000.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA Title I property improvement program requirements that included: establishing a minimum loan amount; permitting loan brokers to participate in the origination of Title I loans; originating Title I loans in locations where the company was not approved by HUD-FHA to do Title I business; and approving a loan after improvements had been started.

7. Utah Mortgage Loan Corporation, Salt Lake City, UT

Action: Proposed Settlement Agreement which includes the payment of a civil money penalty in the amount of \$3,000, indemnification to the Department for any claim loss on one improperly originated loan, and corrective action to assure compliance with HUD-FHA requirements.

Cause: A HUD monitoring review that cited violations of HUD-FHA requirements that included: failure to comply with the Department's reporting requirements under the Home Mortgage Disclosure Act (HMDA); failure to maintain an adequate Quality Control Plan; failure to maintain a fidelity bond and errors and omissions coverage; and improperly originating a HUD-FHA insured mortgage.

8. Home Owners Funding Corporation of America, Dallas, TX

Action: Proposed Settlement Agreement that includes: payment of a civil money penalty in the amount of \$10,000; indemnification to the Department for any claim losses in connection with 14 improperly originated Title I loans; and corrective action to assure compliance with HUD-FHA requirements.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA Title I manufactured home loan program requirements which included: failure to report dealers to HUD-FHA for misstatements of facts on placement certificates; funding loans knowing that placement certificates contained false certifications; failure to determine borrowers' source of funds for downpayment; funding loans prior to dealer approval; failure to comply with dealer approval requirements; failure to comply with requirements for reporting loans for insurance; and failure to comply with the Department's reporting requirements under the Home Mortgage Disclosure Act (HMDA).

9. Seacoast Equities, Inc., La Mesa, CA

Action: Settlement Agreement that includes the payment of a civil money penalty in the amount of \$1,000 and corrective action to assure compliance with HUD-FHA Title I program requirements.

Cause: A HUD monitoring review which disclosed violations of HUD-FHA requirements that included: failure to comply with the Department's reporting requirements under the Home Mortgage Disclosure Act (HMDA); using misleading advertisements regarding the Title I program; and requiring a minimum loan amount.

10. Kiddco Mortgage Company, Cincinnati, OH

Action: Letter of Reprimand and proposed civil money penalty in the amount of \$1,000.

Cause: A HUD monitoring review that cited the company for bringing a defaulted loan current in order to process a streamline refinance, and making alleged false certifications to HUD-FHA.

11. Greater Chicago Mortgage Corporation, Chicago, IL

Action: Letter of Reprimand

Cause: Alteration of loan documents by a former employee of the company in connection with a HUD-FHA insured mortgage transaction and violation of HUD-FHA prepurchase counseling requirements with respect to the borrowers involved in the transaction.

12. T.A.B. Mortgage Corporation, Fort Lauderdale, FL

Action: Probation and proposed civil money penalty in the amount of \$10,000.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements which included: failure to comply with HUD-FHA reporting requirements under the Home Mortgage

Disclosure Act (HMDA); charging a variation in mortgage interest rates that exceed two percent for FHA-insured mortgages based on mortgage amounts; failure to implement an adequate Quality Control Plan; requesting FHA case numbers using the mortgagee number of a lender that was not approved as a sponsor for the company; failure to provide information requested by HUD that was required to complete a review of the company's origination procedures; alleged submission of false information to HUD for loan approval and permitting the hand carrying of a Verification of Employment; and failure to respond to a findings letter issued by the Monitoring Division based upon a previous monitoring review.

13. J. I. Kislak Mortgage Corporation, Miami Lakes, FL

Action: Letter of Reprimand and proposed civil money penalty in the amount of \$5,000.

Cause: Violation of HUD-FHA requirements by requiring as a condition of purchasing HUD-FHA insured mortgages from certain correspondent lenders, that the mortgages exceed a minimum loan amount.

14. Commercial Center Bank, Santa Ana, CA

Action: Settlement Agreement that includes indemnification to the Department for any claim losses in connection with improperly originated mortgages, corrective action to assure compliance with HUD-FHA requirements; and payment of a civil money penalty in the amount of \$12,000.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements that included: making improper payments on defaulted loans to bring them current in order to submit them for HUD-FHA mortgage insurance; and submitting loans for insurance endorsement when payments had not been made within the month due.

15. Deposit Guaranty Mortgage Company, Jackson, MS

Action: Probation and proposed civil money penalty in the amount of \$5,000.

Cause: A HUD monitoring review that cited violations of HUD-FHA requirements including: failure to timely remit One-Time Mortgage Insurance Premiums; failure to implement an adequate Quality Control Plan; failure to conduct a face-to-face interview with the borrower; and failure to maintain complete loan origination files.

16. Mortgagees not in Compliance With HUD-FHA Reporting Requirements Under The Home Mortgage Disclosure Act (HMDA)

Action: Letter of Reprimand and proposed civil money penalty in the amount of \$1,000.

Cause: Failure to submit HMDA data to the Department. McKinney-Green, Inc., Gainesville, FL; First Security Mortgage & Investment Company, Inc., Pensacola, FL; Rocky Mountain Mortgage Ltd., Albuquerque, NM; Wellington Mortgage Corp., Beaver, PA; Mountain States Mortgage Center, Sandy, UT; Miracle Mortgage Service, Inc., Carson, CA; First Mortgage Services, Inc., Fargo, ND; Traditional Bankers Mortgage Corp., Ponce, PR; Peninsula Mortgage Bankers Corp., Coral Gables, FL; Fidelity Union Mortgage Corp., Christiansted, VI; Amerifirst Financial, Inc., Mesa, AZ.

Action: Letters of Reprimand and proposed civil money penalty of \$2,000, which shall be reduced to \$1,000 upon submission to the Department of HMDA data for 1993 by January 1, 1995.

Cause: Failure to submit HMDA data to the Department. Freyre Mortgage Corp., Santurce, PR; Alameda Mortgage Corp., Castro Valley, CA; Golden State Mortgage Corp., San Jose, CA.

Dated: January 26, 1995.

Jeanne K. Engel,

General Deputy Assistant Secretary Housing—Federal Housing Commissioner.

[FR Doc. 95-2772 Filed 2-3-95; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NV-030-95-1610-00]

Notice of Intent To Amend the Lahontan, Walker, and Shoshone-Eureka Resource Management Plans

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of intent to prepare a plan amendment and environmental assessment and invitation for public participation.

SUMMARY: The Carson City and Battle Mountain Districts of the Bureau of Land Management propose to amend the Lahontan, Walker and Shoshone-Eureka Resource Management Plans to address communication sites. The amendment will cover public lands in central Nevada in parts of Churchill, Mineral, Lander, Nye and Eureka Counties.

DATES AND ADDRESSES: Written comments on the proposed amendment and environmental assessment are welcomed until March 24, 1995. They should be sent to James M. Phillips, U.S. Bureau of Land Management, 1535 Hot Springs Road, Carson City, NV 89706. Public open houses to discuss the amendment will be held from 4 p.m. to 8 p.m. on March 6 at the Bureau of Land Management office, 1535 Hot Springs Road, Carson City; on March 7 at the High School Library, Highway 305, North, Austin at and on March 8 at the Convention Center, 100 Campus Way, Fallon. Please call James M. Phillips at 702 885-6100 for further information.

SUPPLEMENTARY INFORMATION: The public is invited to participate in the identification of issues related to the development of future communication sites in central Nevada. This plan amendment is being proposed to address the rapid increase in the demand for communication sites. Most of this increase is related to the expansion of training activities at the Fallon Naval Air Station. Since 1980, a total of 68 Navy sites have been constructed on public lands administered by the Bureau of Land Management. Over 200 miles of powerlines, roads and fiber-optic cables associated with the sites were also constructed. The proposed plan amendment will address future site development in central Nevada. It will identify zones where communication site development is appropriate and where it is not. Site development guidelines will also be considered. Anticipated issues for the amendment and environmental assessment are: visual impacts, noise from aircraft and health/environmental impacts from military chaff drops associated with the sites.

Planning documents and other pertinent materials may be examined at the Bureau of Land Management offices in Carson City and Battle Mountain between 7:30 a.m. and 4:15 p.m. Monday through Friday.

Dated this 30th day of January, 1995.

James M. Phillips,

Area Manager, Lahontan Resource Area.

[FR Doc. 95-2783 Filed 2-3-95; 8:45 am]

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[AZ-930-1430-00; AZA-28642]

Notice of Proposed Withdrawal and Opportunity for Public Meeting, Arizona; Correction

In notice document 94-21859 (filed 9/2/94), beginning on page 46060 in the issue of Tuesday, September 6, 1994,